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PAY ....

TO THE ORDER OF

COMM. OF PATENTS & TRADEMARKS

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1.S. Appl. NO. 09/6/3,903

FIRST UNION BANK WASHINGTON, D.C. 20005

#O 29 286# #O 5400 1 2 20 # 20 76 500 30 798 9#

Due Date: Sun., Oct. 29, 2000

Art Unit: 1631

Examiner: To be assigned

Docket: 0942.4450001

Atty: RWE/BJD

Auy: Kv

**Application No.:** 09/613,903

Filed: July 11, 2000

For: Nucleic Acid Ladders

When receipt stamp is placed hereon, the USPTO acknowledges receipt of the following documents:

Heather J. JORDAN

1. Transmittal letter (in duplicate);

Applicant:

- 2. PTO Fee Transmittal Form (PTO/SB/17);
- 3. Copy of the Notice to File Missing Parts;
- 4. A copy of the executed Declaration from prior Application No. 08/892,884;
- 5. Letter to PTO Draftsman: Submission of Formal Drawings (in duplicate);
- 6. Two sheets of Formal Drawings; and
- 7. Our Check No. <u>29286</u> for \$1,236.00 to cover:

\$710.00 Filing Fee for Patent Application (37 C.F.R. § 1.16)

\$396.00 Fee for excess claims (37 C.F.R. § 1.16)

\$130.00 Surcharge for late filing of Declaration (37 C.F.R. § 1.16).

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09/613,903 July 11, 2000

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#### STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

ATTORNEYS AT LAW

IIOO NEW YORK AVENUE, N.W., SUITE 600 WASHINGTON, D.C. 20005-3934 TECH CENTER 1600/2900

AUG 3 0 2002

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ANDREA J. KAMAGE\*\*
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TARJA H. NAUKKARINEN\*\*

\*BAR OTHER THAN D.C.
\*\*REGISTERED PATENT AGENTS

October 27, 2000

WRITER'S DIRECT NUMBER: (202) 789-5525 INTERNET ADDRESS: BRIAND@SKGF.COM

Commissioner for Patents Washington, D.C. 20231

**Box Missing Parts** 

Re:

U.S. Utility Continuation Patent Application

Appl. No. 09/613,903; Filed: July 11, 2000

For: Nucleic Acid Ladders
Inventor: Heather J. Jordan

Our Ref:

0942.4450001/RWE/BJD

Sir:

In reply to the "Notice to File Missing Parts of Application--Filing Date Granted," dated August 29, 2000, Applicant submits the following documents for appropriate action by the U.S. Patent and Trademark Office:

- 1. PTO Fee Transmittal Form PTO/SB/17;
- 2. Copy of the Notice to File Missing Parts;
- 3. A copy of the executed Declaration from prior Application No. 08/892,884;
- 4. Letter to PTO Draftsman: Submission of Formal Drawings (in duplicate);
- 5. Two sheets of Formal Drawings;
- 6. Return postcard; and

Commissioner for Patents October 27, 2000 Page 2

7. Our Check No. <u>29286</u> for \$1,236.00 to cover:

\$710.00 Filing Fee for Patent Application (37 C.F.R. § 1.16) \$396.00 Fee for excess claims (37 C.F.R. § 1.16) \$130.00 Surcharge for late filing of Declaration (37 C.F.R. § 1.16).

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Brian J. Del Buono Agent for Applicant

Registration No. 42,473

BJD/nef Enclosures

P:\USERS\BRIAND\0942\4450001\102700nmp-cvr SKGF Rev. 4/27/00

PTO/SB/17 (09-00)
Approved for use through 10/31/2002. OMB 0651-0032
1 Trademark Office: U.S. DEPARTMENT OF COMMERCE
information unless it displays a valid OMB control purchase.



### **FEE TRANSMITTAL** for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$) 1,236.00

respond to a collect	uniess it displays a valid OMB control number.
Comp	lete if Known
Application Number	09/613,903
Filing Date	July 11, 2000
First Named Inventor	JORDAN
Examiner Name	To be assigned
Group Art Unit	1631
Attorney Docket No.	0942.4450001/RWE/BJD

METHOD OF PAYMENT (check one)			FEE CALCULATION (continued)							
The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:			TIONAL Entity		Entity					
Deposit Account Number	19-0036		Fee (\$)	Fee Code	Fee (\$)	Fee I	Description		Fee paid	
Deposit Account Name	erne, Kessler, Goldstein & Fox P.L.L.C.	105	130	205	65	Surcharge - late filing	fee or oath		130.00	
Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17		127	50	227	25	Surcharge - late provision	al filing fee or cover she	et		
		139	130	139	130	Non-English specif	ication			
Applicant claims small entity status See 37 CFR 1,27		147	2,520	147	2,520	For filing a request f	or <i>ex parte</i> reexam	ination		
		112	920*	112	920*	Requesting publication action		-	ion gles	
2. ⊠Payment Enclosed:		113	1,840*	113	1,840*	Requesting publication	of SIR after Examiner	actien	ŝ	T
Check Credit card Money Order Other* "Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.		115	110	215	55	Extension for reply v	within first month		<u></u>	
FEE CALCULATION		116	390	216	195	Extension for reply v	within second monti		20	7
1. BASIC FILING FE	E	117	890	217	445	Extension for reply v	within third month	2	20.	Th
Large Entity Small Entity Fee Fee Fee Fee Description Fee Paid		118	1,390	218	695	Extension for reply v	within fourth month	8	ľ	7
Fee Fee Fee Code (\$) Code	Fee Fee Description Fee Paid (\$)	128	1,890	228	945	Extension for reply v	vithin fifth month	$\sim$		7
101 710 201	355 Utility filing fee 710.0	119	310	219	155	Notice of Appeal				7
106 320 206	160 Design filling fee	120	310	220	155	Filing a brief in supp	ort of an appeal			7
107 490 207	245 Plant filing fee	- 121	270	221	135	Request for oral hea	ring			<b>-</b>
108 710 208	355 Reissue filing fee	138	1,510	138	1,510	Petition to Institute a	public use procee	ding		<b>-</b>
114 150 214	75 Provisional filing fee	140	110	240	- 55	Petition to revive - u	navoidable			-1 I
CUPTOTAL (	) (4)	141	1,240	241	620	Petition to revive - u	nintentional			71
SUBTOTAL (1) (\$)		142	1,240	242	620	Utility issue fee (or r	eissue)			7
ļ		143	440	243	220	Design issue fee				7
İ	,	144	600	244	300	Plant issue fee				7
		122	130	122	130	Petitions to the Commissioner				7
2. EXTRA CLAIM FEES Fee from Extra below Fee Paid		123	50	123	50	Petitions related to p	provisional applicati	ons		
Total Claims <u>42</u>	- 20** = <u>22</u> X <u>18.00</u> = <u>396.0</u>	2 126	240	126	240	Submission of Inforr	itmt			
Indep. Claims <u>2</u>	-3** = <u>0</u> X <u>0</u> = <u>00.0</u>	2 581	40	481	40	Recording each pate property (times num	ent assignment per ber of properties)			
Multiple Dependent	=00.0	146	710	246	355	Filing a submission (37 CFR 1.129(a))	after final rejection			
Fee Fee	Entity Fee Fee Description	149	710	249	355	For each additional I (37 CFR 1.129(b))	invention to be exam	mined		7
Code (\$) Code 103 18 203	9 Claims in excess of 20	179	710	279	355	Request for Continu	ed Examination (R	CE)		7
102 80 202 1 104 270 204 1	O Independent claims in excess of 3  Multiple dependent claim	169	900	169	900	Request for expedite design application	ed examination of a			7
l e	0 **Reissue independent claims over original	Other fee	(specify):							7 I
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SUBTOTAL (2) (\$) 396.00 ** or number previously paid, If greater; For Reissues, see above		*Reduced	by Basic F	iling Fee	Paid	SUBTOTAL	(3) (\$)	ŧ	130,0	0
SUBMITTED BY							Complete (if app	olicable		
Name (Print/Type) Brian J. Del Buono			Registration No. (Attorney/Agent)		42,473			71-2600	一	
Signature BOULT WILK			• • • • • • • • • • • • • • • • • • •		<u>.</u>		Date	Octob	er 27, 200	0

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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Heather J. JORDAN

Appl. No. 09/613,903

Filed: July 11, 2000

For: Nucleic Acid Ladders

Confirmation No. 1446

Art Unit:

1634

Examiner:

Sisson, Bradley L.

Atty. Docket: 0942.4450001/RWE/B-C

### Response to an Office Communication

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AUG 3 0 2002

Commissioner for Patents Washington, D.C. 20231

TECH CENTER 1600/2900

Sir:

In the outstanding Office communication dated July 23, 2002, (PTO filewrapper Paper No. 13), the Examiner indicated that formal drawings were not part of the response filed May 9, 2002, making the response not fully responsive. Applicant submits that formal drawings were filed in this application as part of the response filed October 27, 2000. We have enclosed a copy of all documents filed with the response of October 27, 2000, including a copy of the stamped postcard showing receipt of the filing by the U.S. Patent and Trademark Office. Applicant believes the application to be in condition for examination. In the event anything further is required the Examiner is invited to contact Applicant's representative at the number listed below.

It is believed that no extension of time is required. However, if an extension of time is needed to prevent abandonment of the application, then such extension of time is hereby petitioned. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Lawrence J. Carroll, Ph.D Attorney for Applicants Registration No. 40,940

Date: August 23, 2002





Robert Greene Sterne Edward J. Kessler Jorge A. Goldstein David K.S. Cornwell Robert W. Esmond Tracy-Gene G. Durkin Michele A. Cimbala Lawrence B. Buga Donald J. Feather Michael V. Messinger

Judith U. Kim Timothy J. Shea, Jr. Patrick E. Garrett Jeffery T. Helvey\* Heidi L. Kraus Crystal D. Sayles Edward W. Yee Albert L. Ferro\* Donald R. Banowii Teresa U. Medler Jeffrey S. Weaver Kendrick P. Patterson Vincent L. Capuano Albert J. Fasulo II\* Thomas C. Fiala Brian J. Del Buono Virgil Lee Beaston\* Reginald D. Lucas\* Kimberly N. Reddick Theodore A. Wood Elizabeth J. Haanes Bruce F. Chalker Rae Lynn Prengaman Jane Shershenovich\* Lawrence J. Carroll\* Rodney G. Maze

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Samuel L. Fox Kenneth C. Bass III Lisa A. Dunner

\*Admitted only in Maryland \*Admitted only in Virginia \*Admitted only in Texas •Practice Limited to

Federal Agencies

August 23, 2002

WRITER'S DIRECT NUMBER: (202) 218-7856 INTERNET ADDRESS: BCARROLL@SKGF.COM

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TECH CENTER 1600/2900

Commissioner for Patents Washington, D.C. 20231

Re:

U.S. Utility Patent Application

Appl. No. 09/613,903; Filed: July 11, 2000

For:

**Nucleic Acid Ladders** 

Heather J. JORDAN 0942.4450001/RWE/B-C

Inventor: Our Ref:

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Response to an Office Communication;
- 2. A copy of the SKGF filing of October 27, 2000, including: a. A copy of the SKGF Cover letter; b. A copy of PTO Fee Transmittal; c. A copy of the Notice to File Missing Parts; d. A copy of the executed Declaration from prior Application No. 08/892,884; e. A copy of Letter to PTO Draftsman: Submission of Formal Drawings; e. A copy of two (2) sheets of Formal Drawings; f. A copy of our check no. 29286 for \$1,236.00; g. A copy of the previously submitted postcard; and
- 3. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Sterne, Kessler, Goldstein & Fox PLLC. : 1100 New York Avenue, NW : Washington, DC 20005 : 202.371.2600 f 202.371.2540 : www.skqf.com

Commissioner for Patents August 23, 2002 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Lawrence J. Carroll, Ph.D.

Agent for Applicant

Registration No. 40,940

RWE/B-C:law Enclosures

::ODMA\MHODMA\SKGF\_DC1;48922;1 SKGF Rev. 2/15/02 dcw



#### United States Patent and Trademark Office

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UNITED STATES PATENT AND TRADEMARK OFFICE
Washington, D.C. 2023i
www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

#5630

ATTORNEY DOCKET NUMBER

09/613,903

07/11/2000

Heather Jordan

0942.4450001

Sterne Kessler Goldstein & Fox PLLC Attorneys at Law Suite 600 1100 New York Avenue NW Washington, DC 20005-3934



FORMALITIES LETTER
\*OC000000005359547\*

Date Mailed: 08/29/2000

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION CEIVED

FILED UNDER 37 CFR 1.53(b)

AUG 3 0 2002

**TECH CENTER 1600/2900** 

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
   Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$396.
  - \$396 for 22 total claims over 20.
- The oath or declaration is missing.
   A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1216.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE